

ESTTA Tracking number: **ESTTA1117207**

Filing date: **02/27/2021**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	88646255
Applicant	Gunther's Quality Ice Cream, Inc.

## Notice of Appeal

Notice is hereby given that Gunther's Quality Ice Cream, Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 88646255.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 030. First Use: 1940/12/31 First Use In Commerce: 1940/12/31  
All goods and services in the class are appealed, namely: Ice cream; Non-dairy frozen confections
- Class 043. First Use: 1940/12/31 First Use In Commerce: 1940/12/31  
All goods and services in the class are appealed, namely: Restaurant services

Respectfully submitted,  
/Marcus N. DiBuduo/  
02/27/2021

MARCUS N. DIBUDUO  
FENNEMORE CRAIG, P.C.  
8080 N. PALM AVE., THIRD FL.  
FRESNO, CA 93711  
UNITED STATES  
Primary Email: [ipmail@dowlingaaron.com](mailto:ipmail@dowlingaaron.com)  
559-432-4500

Docket Number	21017.006
---------------	-----------